

PACKET NO.: 13039:239 (CRAN01-00239)

Customer No.: 23990

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor Application of: : James B. Prichard, et al.
Application No. : 10/685,994
Filed : October 15, 2003
For : DRUM TYPE VENDING MACHINE
Art Unit : 3651
Examiner : Kumar, Rakesh

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

CERTIFICATE OF MAILING BY EXPRESS MAIL

The undersigned hereby certifies that the following documents:

- 1) Part B Issue Fee Transmittal (in duplicate);
- 2) Check in the amount of \$1,810.00 (\$1,510.00 for the issue fee and \$300.00 for the publication fee);
- 3) Fee Transmittal for FY 2009;
- 4) Good Faith and Candor Letter Regrading Patent Term Adjustment; and
- 5) A Postcard receipt

relating to the above application, were deposited as "Express Mail", Label No. EM349618450US with the United States Postal Service, addressed to Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on March 18, 2009.

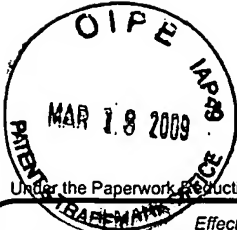
Date: March 18, 2009

Shirley J. Dancet
Mailer

Date: March 18, 2009

William A. Munck
William A. Munck
Reg. No. 39,308

P.O. Drawer 800889
Dallas, Texas 75380
Phone: (972) 628-3600
Fax: (972) 628-3616
E-mail: wmunck@munckcarter.com



PTO/SB/17 (10-08)

Approved for use through 06/30/2010. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995 no persons are required to respond to a collection of information unless it displays a valid OMB control number

Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2009

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 1,810.00

Complete if Known

Application Number	10/685,994
Filing Date	October 15, 2003
First Named Inventor	James B. Prichard
Examiner Name	Kumar, Rakesh
Art Unit	3651
Attorney Docket No.	13039:239 (CRAN01-00239)

METHOD OF PAYMENT (check all that apply)☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____☒ Deposit Account Deposit Account Number: 50-0208 Deposit Account Name: Munck Carter, LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	330	165	540	270	220	110	
Design	220	110	100	50	140	70	
Plant	220	110	330	165	170	85	
Reissue	330	165	540	270	650	325	
Provisional	220	110	0	0	0	0	

2. EXCESS CLAIM FEES**Fee Description**

Each claim over 20 (including Reissues)

Fee (\$)	Small Entity Fee (\$)
52	26

Each independent claim over 3 (including Reissues)

220	110
-----	-----

Multiple dependent claims

390	195
-----	-----

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
--------------	--------------	----------	---------------

- 20 or HP = _____ x _____ = _____

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
---------------	--------------	----------	---------------

- 3 or HP = _____ x _____ = _____

HP = highest number of independent claims paid for, if greater than 3.

Multiple Dependent Claims

Fee (\$)	Fee Paid (\$)
----------	---------------

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$270 (\$135 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
--------------	--------------	--	----------	---------------

- 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Fees Paid (\$)

Other (e.g., late filing surcharge): Issue Fee (\$1,510) and the publication fee (\$300)

\$1,810

SUBMITTED BY

Signature

Registration No.
(Attorney/Agent) 39,308

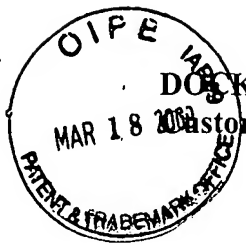
Telephone 972-628-3600

Name (Print/Type) William A. Munck

Date March 18, 2009

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



DOCKET NO.: 13039:239 (CRAN01-00239)

PATENT

MAR 18 2003 Customer No.: 23990

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : James B. Prichard, et al.
Application No. : 10/685,994
Filed : October 15, 2003
Title : DRUM TYPE VENDING MACHINE
Group Art : 3651
Examiner : Rakesh Kumar
Confirmation No. : 5835

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

GOOD FAITH AND CANDOR LETTER
REGARDING PATENT TERM ADJUSTMENT

The Applicant respectfully notes that the patent term adjustment calculation appears to award an excessive term adjustment to the Applicant.

The Applicant believes the correct patent term adjustment calculation is 130 days based on:

- -63 days for the Applicant's response to the January 16, 2004 Notice of Missing Parts;
- +309 days for the time between 14 months from filing and the first Office Action;
- -3 days for the Applicant's response to the October 20, 2005 Office Action;
- -33 days for the Applicant's request for continued examination in response to the March 24, 2006 Office Action;

- -34 days for the Applicant's response to the October 5, 2006 Office Action;
- -5 days for the Applicant's request for continued examination in response to the May 15, 2007 Office Action;
- -6 days for the Applicant's response to the October 5, 2007 Office Action;
- +2 days for the Office's late issuance of the May 13, 2008 Office Action; and
- -37 days for the Applicant's submission of a Substitute Amendment on August 27, 2008, which substituted the Applicant's response filed on July 21, 2008.

The Applicant respectfully requests correction of the patent term adjustment calculation, as well as an opportunity to review any new patent term adjustment calculation.

The Commissioner is hereby authorized to charge any fees connected with this communication or credit any overpayment to Deposit Account No. 50-0208.

Respectfully submitted,

MUNCK CARTER, LLP

Date:

March 18, 2009



William A. Munck

Registration No. 39,308

Docket Clerk
P.O. Box 802432
Dallas, Texas 75380
Phone: (972) 628-3600
Fax: (972) 628-3616
E-mail: wmunck@munckcarter.com